

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
ALEXANDRIA DIVISION**

NEW VIRGINIA MAJORITY EDUCATION FUND; VIRGINIA CIVIC ENGAGEMENT TABLE; MICHAEL KERN; and KATHY KERN,

Plaintiffs,

v.

VIRGINIA DEPARTMENT OF ELECTIONS; VIRGINIA STATE BOARD OF ELECTIONS; EDGARDO CORTES, in his official capacity as Commissioner of the Virginia Department of Elections; JAMES B. ALCORN, in his official capacity as Chairman of the State Board of Elections; CLARA BELLE WHEELER, in her official capacity as Vice Chair of the Board; and SINGLETON V. MCALLISTER, in her official capacity as Secretary of the Board,

Defendants.

Civil Action No. 1:16-cv-01319

**NOTICE OF DISMISSAL PURSUANT TO RULE 41(a)(1)(A)(i)  
OF THE FEDERAL RULES OF CIVIL PROCEDURE**

Pursuant to Fed. R. of Civ. P. 41(a)(1)(A)(i), plaintiffs hereby provide notice that all of their claims in this action are dismissed. No defendant has filed an answer or a motion for summary judgment in this action. All parties to bear their own costs and attorneys' fees.

Dated: November 2, 2016

Respectfully submitted,

ARNOLD & PORTER LLP

/s/ Michael Kientzle  
Michael Kientzle (VSB #85487)  
John A. Freedman (*pro hac vice*)  
ARNOLD & PORTER LLP  
601 Massachusetts Ave. NW  
Washington, DC 20001  
Telephone: (202) 942-5000

Facsimile: (202) 942-5999  
michael.kientzle@aporter.com  
john.frederick.freedman@aporter.com

Arusha Gordon (*pro hac vice*)  
Lawyers' Committee for  
Civil Rights Under Law  
1401 New York Avenue NW, Suite 400  
Washington, DC 20005  
Telephone: (202) 662-8600  
Facsimile: (202) 783-0857  
agordon@lawyerscommittee.org

*Attorneys for Plaintiffs New Virginia  
Majority Education Fund, Virginia  
Community Engagement Table, Michael  
Kern and Kathy Kern*

**CERTIFICATE OF SERVICE**

I hereby certify that on November 2, 2016, I caused the foregoing to be electronically filed using the Court's CM/ECF system, which will automatically send a notice of electronic filing to all counsel of record.

/s/ Michael E. Kientzle  
Michael E. Kientzle (VSB # 85487)  
ARNOLD & PORTER LLP  
601 Massachusetts Ave. NW  
Washington, DC 20001  
Telephone: (202) 942-5000  
Facsimile: (202) 942-5999  
michael.kientzle@aporter.com

*Attorneys for Plaintiffs New Virginia  
Majority Education Fund, Virginia  
Community Engagement Table, Michael  
Kern and Kathy Kern*